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WESTERN DISTRICT OF LOUISIANA
ALEXANDRIA, LOUISIANA

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
ALEXANDRIA DIVISION

BOB D. BALLARD

CIVIL ACTION NO. 09-1557

VERSUS

U.S. DISTRICT JUDGE DEE D. DRELL

XTO ENERGY INC., et al

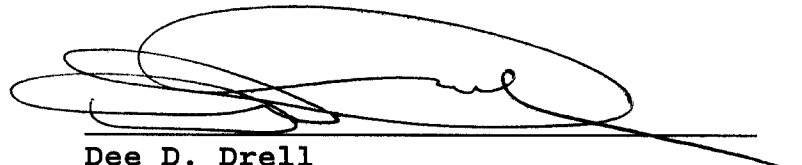
U.S. MAGISTRATE JUDGE JAMES D. KIRK

J U D G M E N T

For the reasons contained in the Report and Recommendation of the Magistrate Judge filed previously herein, noting the absence of objections thereto, and concurring with the Magistrate Judge's findings under the applicable law;

IT IS ORDERED THAT the motions to dismiss, or alternatively for more definite statement, Doc. Nos. 4 and 9, are DENIED, except that plaintiff's claim under LUTPA should be dismissed and, therefore, to that extent only, the motions are GRANTED.

THUS DONE AND SIGNED, in chambers, in Alexandria, Louisiana, on this 29th day of March, 2010.


Dee D. Drell
UNITED STATES DISTRICT JUDGE